IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.1246 OF 2007

Smt. Sumanbai Kera Gadhave ...Petitioner
Vs.
Vithal S/o. Bira Changdev Gadhave & Ors ...Respondents

Mr. G.S. Godbole, Adovate for the Petitioner
Mr. Surel Shah, Advocate for the Respondents

CORAM: SHRI ABHAY S. OKA, J.
DATED: 30TH APRIL, 2007

P.C.

1. The learned Advocate for the Petitioner states that he is not pressing the Petition on merits and he may be granted liberty to challenge the order dated 9th October, 2006 while challenging the decree which may be passed in the pending appeal, in case the said decree is adverse to the Petitioner. It is not necessary to grant such liberty as the same is always available in law. Subject to what is stated above, the Writ Petition is dismissed.

JUDGE